

Harrison County Adult Detention Center
George Payne, Sheriff
Use of Force Report

1) Date: 11.16.2005		2) Time: 2100 hrs		3) Location: Booking		4) Incident Number	
5) Inmate's Name: MCBAY, GARY				6) Date of Birth:		7) Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	
8) Docket Number: 278873		9) Block: N/A		10) Section: - N/A		11) Cell: N/A	
12) Reason for use of Force:							
<input checked="" type="checkbox"/> Necessary to defend another officer				<input type="checkbox"/> To restrain for inmate's safety			
<input type="checkbox"/> Necessary to defend another inmate				<input type="checkbox"/> Other:			
<input checked="" type="checkbox"/> To prevent violent behavior							
13) Was inmate injured?		14) Transported?		15) Destination:		16) Screened by medical?	
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		N/A		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
17) # of inmates that resisted: 2		18) # of officers present: 2		19) Supervisor notified / time: SGT. MATHEWS 2115 Hrs		20) Notified supervisor's signature: SGT. MATHEWS 157	
21) At the time of the incident, the inmate was:							
<input checked="" type="checkbox"/> Hostile Behavior <input checked="" type="checkbox"/> Suspected under the influence of alcohol / drugs <input type="checkbox"/> Mentally impaired							
<input type="checkbox"/> Other:							
22) Describe the inmate's injuries:							
FACIAL SWELLING, NOSE BLEED							
23) Levels of resistance:							
<input checked="" type="checkbox"/> Psychological Intimidation: Explain: (non-verbal cues indicating inmate's attitude or physical readiness)							
<input type="checkbox"/> Verbal-Non Compliance: Explain: INMATE VERBALLY REFUSED TO "PRESS OUT" / MADE VERBAL THREATS AGAINST COUNTY'S STAFF							
<input checked="" type="checkbox"/> Passive Resistance: Explain: WOULD NOT COMPLY WITH LOUD CLEAR VERBAL COMMANDS (dead weight or clinging to objects in an attempt to prevent the officer from gaining control)							
<input type="checkbox"/> Defensive Resistance: Explain: (pushing, pulling, or running away from the officer to avoid control; never attempting to harm the officer)							
<input checked="" type="checkbox"/> Active Aggression: Explain: GRABBED DEPUTY THOMPSON'S SHIRT AND PUNCHED HIM IN THE HEAD (physical actions of assault)							
<input type="checkbox"/> Aggravated Active Aggression: Explain: (assaults with a weapon)							
24) Levels of Control: (Officer Presence is Implied)							
<input checked="" type="checkbox"/> Verbal Direction: Explain: MCBAY WAS TOLD TO COMPLETE ACTIONS DURING PRESS OUT. (commands of direction)							
<input checked="" type="checkbox"/> Empty Hand Control (<input type="checkbox"/> Soft <input checked="" type="checkbox"/> Hard): Explain: CLOSED HAND STRIKES TO HEAD AND FACE							
<input type="checkbox"/> physical touch <input type="checkbox"/> joint locks <input type="checkbox"/> pressure points <input checked="" type="checkbox"/> hand strikes <input type="checkbox"/> leg strikes							
Body Part: HEAD & FACE				Body Part:			
<input type="checkbox"/> Intermediate Weapons: (Chemical etc.):							
<input type="checkbox"/> Impact Weapons: (primary or alternative):							
<input type="checkbox"/> Lethal Force: specify: (Firearms or other lethal force employed):							
25) Reporting Officer		Division		Reviewing supervisor:		Disposition Date:	
No. 224 Name: THOMPSON		Booking		No. 157 Name: MATHEWS		Page: 1 of 1	

Inmate file ___ Director of Corrections ___ Cap



Medical file ___ Shift Records ___ Officer file ___

Harrison County Adult Detention Center

George Payne, Sheriff

Use of Force Report

Pressure Point Control Target Areas	Chemical Spray Target Area
Effects of Chemical Spray	
26) Was Spray Effective? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Were Further Control Methods Needed? <input type="checkbox"/> Yes <input type="checkbox"/> No	
Number of Times Sprayed: _____ Approximate distance from subject: _____	
Eyes: <input type="checkbox"/> closure <input type="checkbox"/> tears <input type="checkbox"/> No effect	
Skin: <input type="checkbox"/> Redness <input type="checkbox"/> Burning <input type="checkbox"/> No effect	
Nose: <input type="checkbox"/> Discharge <input type="checkbox"/> Irritation <input type="checkbox"/> No effect	
Chest: <input type="checkbox"/> Coughing <input type="checkbox"/> Labored Breathing	
O.C. Spray administrative warning? <input type="checkbox"/> Yes <input type="checkbox"/> No Time: _____	
Decontamination: Start Time: _____ End Time: _____	
Variables affecting levels of control 1. Officer / subject size and gender 2. Environmental conditions and totality of circumstances 3. Reaction time	
This section to be completed by Medical staff only!	
27) Injuries Sustained by officer: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Explain: Officer was grabbed by inmate and hit several times in the head.	
28) Injuries Sustained by Inmate: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Explain: Small superficial abrasion to back of head swollen bruised eye.	
29) Location of Examination: Booking	
Time of Examination: 2100	
30) Examined by: Staff Name: J. O. Nicholson Jr. Badge #:	
31) Medical treatment administered: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Explain: BP 130/88 P86 R16. I/m AAOX3 PERRLA	
32) Signature of Physician:	
33) Narrative: I/m placed in shower to dress out I/m grabbed officer and hit him several times in the head. I/m has small superficial cut to back of head swollen and bruised eye. PERRLA; AAOX3. Other injuries noted at present time. — J. O. Nicholson Jr. I/m stated when asked if his jaw was hurting I/m stated "No my jaw does not hurt." — J. O. Nicholson Jr.	
34) Inmate Classification: <input type="checkbox"/> Juvenile <input type="checkbox"/> Minimum security <input type="checkbox"/> Medium <input type="checkbox"/> Maximum security <input type="checkbox"/> Inmate worker	
35) Reviewing Shift Lieutenant: No. Name:	
Division:	
36) Disposition: <input type="checkbox"/> Closed <input type="checkbox"/> Open <input type="checkbox"/> Under review	

Inmate file ___ Director of Corrections ___ Captain of Security ___ Inmate medical file ___ Shift Records ___ Officer file ___

<input type="checkbox"/> Juvenile Involved		Harrison County Sheriff's Office		Case Number			
		NARRATIVE FORM					
<input checked="" type="checkbox"/> Original Report <input type="checkbox"/> Offense Supplement <input type="checkbox"/> Custody Supplement <input type="checkbox"/> Other		Type Incident/Case:	Date of This Report	Date of Original Report			
		INFORMATIONAL	11/06/2005	11/06/2005			
		Suspect/Victim Name	List Complaint Numbers of Connected Cases				
		MCBAY, GARY # 278873					
Status	Qty.	Article	Brand/Make	Model Name	Description	Serial No. or OAN	Value

ON NOVEMBER 6TH 2005, DEPUTY M. THOMPSON #224 WAS POSTED IN THE BOOKING DEPARTMENT FOR THE 1900 - 0700 HOURS SHIFT. AT APPROXIMATELY 2115 HOURS DEPUTY THOMPSON WAS PERFORMING THE DRESS OUT PROCEEDURE WITH NEW INMATE MCBAY, GARY H.C.A.D.C. DOCKET #278873. INMATE MCBAY APPEARED INTOXICATED BUT STILL ABLE TO FOLLOW VERBAL COMMANDS GIVEN BY DEPUTY THOMPSON. WHEN DEPUTY THOMPSON ASKED MCBAY TO REMOVE HIS (MCBAY) CLOTHING, MCBAY INDICATED THAT HE WOULD NOT "GET NAKED " AND TOOK AN AGGRESSIVE POSTURE TOWARDS DEPUTY THOMPSON WITH RAISED CLOSED FISTS. DEPUTY THOMPSON MOVED TOWARD MCBAY TO EMPLOY A SOFT EMPTY HAND CONTROL HOLD AND MCBAY THEN GRABBED DEPUTY THOMPSON BY THE SHIRT AND STRUCK DEPUTY THOMPSON APPROXIMATELY 2 TIMES ON THE SIDE OF THE HEAD WITH A CLOSED FIST. DURING THE ATTACK DEPUTY THOMPSON FELT HE WAS IN PHYSICAL DANGER AND RETURNED MULTIPLE BLOWS WITH CLOSED FISTS TO THE HEAD AND FACE AREA OF MCBAY. DEPUTY THOMPSON STOPPED ALL ACTIONS WHEN MCBAY LET GO OF HIS (THOMPSONS) SHIRT. DEPUTY THOMPSON REQUESTED MEDICAL EVALUATION VIA RADIO DUE TO MCBAY BLEEDING FROM THE NOSE AND FACIAL SWELLING. MEDICAL NURSE EVALUATED MCBAY AT APPROXIMATELY 2125 HOURS AND FOUND NO SERIOUS INJURIES TO HIS PERSON. MCBAY THEN COMPLIED WITH ALL FURTHER INSTRUCTIONS GIVEN BY DEPUTY THOMPSON AND COMPLETED THE DRESS OUT PROCESS WITH NO FURTHER INCIDENT. DEPUTY THOMPSON TOOK NO FUTHER ACTION IN THIS MATTER.

END OF NARRATIVE

Reporting Officer:	Division	Reviewing Supervisor:	Disposition Date
No. 224 Name M. THOMPSON	BOOKING	No. Name	

DISPOSITION

- ☐ A. Cleared Adult Arrest
☐ B. Cleared Exceptional Adult
☐ C. Cleared Juvenile Custody
☐ D. Cleared Exceptional Juvenile
☐ E. Unfounded
☐ F. Other - Cleared Exceptional
☐ G. Suspended/Closed

Harri n County Adult Detention Facility

George Payne, Jr., Sheriff

Post Assignment

Shift: 1900-0700

Date: 11-06-05

A-Tower	Booking	A-Block Headcount
Barnes #215	Sgt. Mathis #157	Lamey #175
	Rhodes #192	
A-Floor	Thompson #224	
Lamey #175	Windham #226	
	Booking Control	B-Block Headcount
	Stover #308	F.T.O. Foster #230
B-Tower		
Kocke #576	Perimeter	
	Jaspers #199	
B-Floor		C-Block Headcount
F.T.O. Foster #230	Medical Security	F.T.O. Priest #288
	Boney #208	
Intake Watch B/F	Front Desk	
Greer #191	Beal #264	D-Block Headcount
Lockdown Unit B/D	Williams #561	Pettway #225
	Tate #735 P/T	
Juvenile Unit B/C	Receptionist	F.T.O. Allen #243
Cristaldi #249	Glazier #734 P/T	
C-Tower		Officers in Training
Nicholson #262	Shift Supervisor	Drongowski #247 Medical Watch
	Sgt. Thomas #160	Pettway #225 D - Floor
C-Floor	Secondary Supervisor	
F.T.O. Priest #288		
	Annual/Sick Leave	Day Off
D-Tower	Sgt. Collins #153 A/L	Sgt. Caldwell #152
Celentano #578	Heiken #254 Called In Sick	Sgt. Leonard #156
		F.T.O. Hester #252
D-Floor		Bennett #190
Pettway #225		Alfonso #259
		Tippetts #257
F.T.O. Allen #243		Richards #171
Medical Watch B/F		Moore #282
Drongowski #247	Response Team	Rankin #174
F.T.O. Blankinchip #303	Sgt. Thomas #160	Lacour #231
Central Control	F.T.O. Priest #288	McLain #255
Cornett #204	F.T.O. Allen #243	Roberson #326
	Pettway #225	Hubbard #241
Rover	Payne #317	Lacson #580
Payne #317		White #562
		Spivey #553
Hall Escort		Adamson #197 P/T
		Barnes #183
		Lorenzo #278
		Teel #329
		Stolze #251
Security Personnel on duty: 24		
Part Time Personnel on duty: 02		
Total Personnel on duty: 26		

RMR Sheriff Cu. bdy - Medical Observations (Page 1) DATE: 12/14/07
QPADEV00 LE100S02 TIME: 10:41:12

(en) Next Screen

(24) Exit

Docket: CJ 278783 File # 92765 Name MCBAY, GARY BRICE

- 1) Obvious pain/bleeding/injury/illness requiring medical treatment? Y
INMATE HAD A BLOODY NOSE WHEN HE CAME IN SEEN BY MEDICAL
- 2) Was taken to hospital prior to intake? N
- 3) Appear UI Alcohol Y Drugs N
INMATE UI OF ALCOHOL
- 4) Visible signs of Alcohol/Drug withdrawal? N
- 5) Obvious signs of fever/jaundice/infection which might be contagious? N
- 6) Skin free of vermin? Y
CLEAN
- 7) Difficulty understanding questions or spoken language? Y
INMATE MAKING STRANGE STATEMENTS

RMR Sheriff Custody - Medical Observations (Page 2) DATE: 12/14/07
QPADEV00 LE100S03 TIME: 10:41:12

(en) Next Screen (4) Previous Screen (24) Exit
Docket: CJ 278783 File # 92765 Name MCBAY, GARY BRICE
8) Experiencing/Demonstrating/exhibiting signs of Stress Y Assaultive Y
Anger Y Hostility Y Violent Behavior Y Lifeless reaction Y
Passive N Depression N Disorientation Y Hearing Voices N
Bizarre Behavior Y Extreme emotions Y Nervousness Y
INMATE ACTING VERY BIZARRE AND TALKING TO HIMSELF

9) Have scars on wrists, legs or neck (possibly self-inflicted) N

Release
Estimator: 11/07/2005



Middle BRICE

Abstract

View

Download

[illegible]

Attach Document

Print Report

Next

DATE: 10:53:51 Friday 12/14/2007

PROCESSING:

F2 - Form Menu, F3 - Screen Menu, F10 - Logoff, F1 - Submit, F4 - Next Screen, F5 - Previous Screen
F6 - Add To List, F8 - Print Screen

3M5 1.4
SP6

RMR LE100S71 Sheriff Custody - Event History

11/27/2007

11/27/2007

10:15:35

(1) Display (2) First (3) Next 11 - 7 - 2005 Time 13 : 32

(24) Exit

Arrest No: CJ 278783 File # 92765 Name MCBAY, GARY BRICE

Date	Time	Type	Code	Comment
11/06/2005	21:29	PERSON	ADD	
11/06/2005	21:31	BSC	H	
11/06/2005	21:31	CHARGE	ADD	
11/06/2005	21:31	CHRGSTAT	NI	
11/06/2005	21:32	PROPERTY	ACQ	PANTS SHORTS
11/06/2005	21:32	PROPERTY	ACQ	SHOES X2 WHITE
11/06/2005	21:32	PROPERTY	ACQ	SHIRT BROWN
11/06/2005	21:32	PROPERTY	ISS	BLANKET
11/06/2005	21:32	PROPERTY	ISS	CUP
11/06/2005	21:32	PROPERTY	ISS	SOAP
11/06/2005	21:32	PROPERTY	ISS	MATTRESS
11/06/2005	21:32	PROPERTY	ISS	PROP SHEET
11/06/2005	21:32	PROPERTY	ISS	SHEET
11/06/2005	21:32	MEDICAL	ADD	
11/07/2005	01:13	CHARGE	MOD	
11/07/2005	01:14	CHARGE	NOTES	
11/07/2005	13:32	RELEASED		BC

RMR LE100S71 She ff Custody - Event Histor

11/27/2007

QPADEV00

10:15:35

(1) Display (2) First (3) Next 11 - 6 - 2005 Time 22 : 58

(24) Exit

Arrest No: CJ 278783 File # 92765 Name MCBAY, GARY BRICE

Date	Time	Type	Code	Comment
11/07/2005	13:32	RELEASED		BC
11/07/2005	13:33	PROPERTY REL	PANTS	SHORTS
11/07/2005	13:33	PROPERTY REL	SHOES	X2 WHITE
11/07/2005	13:33	PROPERTY REL	SHIRT	BROWN
11/07/2005	13:33	PROPERTY RET	BLANKET	
11/07/2005	13:33	PROPERTY RET	CUP	
11/07/2005	13:33	PROPERTY RET	SOAP	
11/07/2005	13:33	PROPERTY RET	SANDALS	TWO
11/07/2005	13:33	PROPERTY RET	PANTS	
11/07/2005	13:33	PROPERTY RET	SPOON	
11/07/2005	13:33	PROPERTY RET	TOOTHPASTE	
11/18/2005	15:36	RECORDS	NUMB	92765
11/18/2005	15:36	PERSON	MOD	

RMR LE100S10

Sheriff Custody - Personal

11/27/2007

QPADEV00

10:26:38

Page 2 (13) Charges (14) History (15) Property (16) Medical
 (17) Scheduling (18) Accounting (19) View Photo (20) Line-up (24) Exit

Docket: CJ 278783 Arrest Date 11 - 6 - 2005 Time 21 : 5 Ofcr 192

Release Date 11 - 7 - 2005 Time 13 : 32 Ofcr 261

Rel Code BC BONDING COMPAN Bond Co 2285390349 ASAP PROFESSIONAL BOND CO

Bond Amt 500.00 Receipt Number Name B WILLIAMS

MCBAY, GARY BRICE

Alias

Address 1109 SILVER CREEK

Occ:

UNEMPLOYED

City DE SOTO

ST TX ZIP 75115

Phone () -

Race: W Sex: M Height 5 6 Weight 150 Hair BLN Eyes BLU

SSN: Driver License Num:

DL State: TX

DOB: Age 29 Birth City: DALLAS

Birth State: TX

File Number 92765

FBI Number NONEFOUND

DOC Number

Cell CJ HC4 HOLDING CELL 4

BSC Code H HARRISON CO SO

Photograph Y (Y/N) Fingerprints N (Y/N) Phone Call Y (Y/N)